

# EXHIBIT 6

1 JAMES VERGARA - CONFIDENTIAL

2 UNITED STATES BANKRUPTCY COURT  
3 SOUTHERN DISTRICT OF NEW YORK

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6 In re: Chapter 11  
7 LEHMAN BROTHERS HOLDINGS, Case No. 08-13555 (JMP)  
8 INC., et al.,  
9 (Jointly Administered)  
10 Debtors.

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15 VIDEOTAPED DEPOSITION OF JAMES VERGARA

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17 Taken on behalf of the Debtor

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19 DATE: November 22, 2013

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21 TIME: 9:07 a.m. - 1:43 p.m.

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23 PLACE: Moseley, Prichard, Parrish,  
24 Knight & Jones  
25 501 West Bay Street, Second Floor  
Jacksonville, Florida 32202

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27 Examination of the witness taken before  
28 Helen A. Anderson  
29 Registered Professional Reporter  
30 Florida Professional Reporter

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2 Q And did you do a bid process in  
3 connection with Washington TSA?

4 A I believe so.

5 Q Do you specifically recall doing a bid  
6 process?

7 A Not specifically for Washington TSA.

8 Q We haven't seen any documents or  
9 records suggesting there was a bid process. So  
10 to the extent you do have a specific  
11 recollection, can you give me the details of  
12 that bid process?

13 A I mean, again, I don't have -- I don't  
14 really recall.

15 Q And then what do you do following the  
16 solicitation of the bids in calculating the  
17 termination amount?

18 A Well, first you have to actually  
19 receive bids.

20 Q Okay.

21 A And then, depending on the number of  
22 bids that you have, you'll mathematically  
23 determine what the termination amount is based  
24 upon that.

25 Q Do you specifically recall whether any

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2 Brothers Special Financing, Inc. And this  
3 relates to the calculation of loss done for  
4 Tobacco New York. Do you see that?

5 A I do.

6 Q And on the first page you describe a  
7 market quotation process that you did for  
8 Tobacco Settlement New York. Do you see that?

9 A Yes.

10 Q And if you had conducted a similar  
11 process for Washington Tobacco, would you have  
12 reflected it in your calculation of loss  
13 memorandum that we looked at?

14 A Most likely.

15 Q And you just don't remember one way or  
16 another if you did do a quote solicitation  
17 process for Washington Tobacco?

18 A Yes.

19 Q Does this refresh your recollection  
20 that you may not have done one for Washington  
21 Tobacco?

22 A No.

23 Q Were you aware that Lehman had  
24 solicited and received a market quotation for  
25 the Washington RFA in March of 2009?

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2 C E R T I F I C A T E

3 STATE OF FLORIDA )  
4 )  
5 COUNTY OF DUVAL )

6 I, Helen A. Anderson, Registered  
7 Professional Reporter, Florida Professional  
8 Reporter and Notary Public, certify that I was  
9 authorized to and did stenographically report  
10 the deposition of JAMES VERGARA; that a review  
11 of the transcript was not requested; and that  
12 the transcript is a true and complete record of  
13 my stenographic notes.

14 I further certify that I am not a  
15 relative, employee, attorney, or counsel of any  
16 of the parties, nor am I a relative of any of  
17 the parties' attorneys or counsel connected with  
18 the action, nor am I financially interested in  
19 the action.

20 DATED this 25th day of November,  
21 2013.

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Helen A. Anderson, RPR, FPR

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